GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – Revenue Department – Allegation of corruption against Sri B.Sankar Naik, former Mandal Revenue Inspector, O/o the Tahsildar, T.Sundupalli Mandal, Y.S.R. District (now retired) – Trapped by the ACB on 26-06-2009 – Prosecution – Charge-sheet filed - Accused Officer acquitted by the Hon'ble Court of the Special Judge for trial of A.C.B. cases, Kurnool on 22-07-2014 in C.C.No.05/2013 – Further action dropped and treat the suspension period as "On Duty" - Orders – Issued.

REVENUE (VIGILANCE.III) DEPARTMENT

G.O.RT.No. 260 **Dated: 10-03-2016**

Read the following:

1. From the DG, ACB, Rc.No.161/RCT-TCD/2009, dt:04-03-2010.
2. G.O.Ms.No.32, Revenue (Vig.VII) Department, dt.13-01-2011.
3. Govt. Memo.No.27307/Vig.VII(1)/2009-2, Dated:02.07.2010.
4. From the DG, ACB, Rc No.161/RCT-TCD/2009, S7, dt.25-9-2014 together with the Judgment dt: 22-07-2014 in C.C.No.05/2013 of the Hon'ble Court of the Special Judge for trial of ACB cases, Kurnool.
5. From Sri B.Sankar Naik, former Mandal Revenue Inspector (now Retired) Representation dt.15-10-2014.
6. Govt. Memo.No.27307/Vig.IV(2)/2009-10, Dated:06.04.2015.
7. From the District Collector, YSR District Lr. No.A2/1786/2009, dt:18.08.2015.

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ORDER:

Whereas, Sri B.Sankar Naik, former Mandal Revenue Inspector, O/o the Tahsildar, T.Sundupalli Mandal, Kadapa District was trapped by Anti-Corruption Bureau on 26-6-2009, when he demanded and accepted a bribe amount of Rs.1,500/- from the complainant for doing official favour. Further, based on the recommendations of the Director General, Anti-Corruption Bureau, Government have accorded sanction to prosecute the Accused Officer in a court of law vide reference 2nd read above, besides initiating Departmental action for violation of conduct rules vide reference 3rd read above.

2. And whereas, in the reference 4th read above, the Director General, Anti-Corruption Bureau has informed that the Accused Officer Sri B.Sankar Naik, former Mandal Revenue Inspector, O/o the Tahsildar, T.Sundupalli Mandal, Kadapa District was acquitted by the Hon'ble Special Judge for trial of A.C.B. cases, Kurnool. He has also informed that the Bureau is of the opinion that it is not a fit case to file appeal in the High Court of A.P. against the acquittal Judgment in C.C.No.5/2013, dt:22.07.2014, and therefore, he has requested to issue orders in the matter.

3. And whereas, in the reference 5th read above, Sri B.Sankar Naik, former Mandal Revenue Inspector (now retired) has submitted a representation before the Government with a request to drop further action against him and to regularize the suspension period for getting pension etc. since he was acquitted by the Hon'ble ACB Court, Kurnool.

4. And whereas, in the reference 7th read above, the District Collector, YSR District has stated that after following the due procedure, he has appointed the Revenue Divisional Officer, Kadapa, as Enquiry Officer to conduct enquiry into the charges framed against the said Accused Officer for violation of A.P. Civil Services (Conduct) Rules, i.e, non-submission of Annual Property Returns. The Enquiry Officer in his report has held that the charge framed against Sri B.Sankar Naik, former Mandal Revenue Inspector (now retired) is not proved. The District Collector, YSR District has requested the Government to take further action against Sri B.Sankar Naik, former Mandal Revenue Inspector (now retired) as per Rule 9 of A.P. Revised Pension Rules, 1980.

(P.T.O)

5. After careful examination of the entire matter, Government have decided to drop further action against the said Accused Officer in respect of both counts i.e., criminal case and departmental proceeding initiated for violation of conduct Rules, duly regularizing the suspension period as 'ON DUTY' as per FR 54-B(4)/54-A(3), since the Trial Court has held that prosecution failed to prove the demand or acceptance of bribe nor any official favour pending with Accused Officer.

6. Accordingly, Government hereby order to drop further action against Sri B.Sankar Naik, former Mandal Revenue Inspector, O/o the Tahsildar, T.Sundupalli Mandal, Y.S.R. District (now retired) in respect of both counts i.e., criminal case and departmental proceeding initiated for violation of conduct Rules, and to regularize the period of suspension as 'ON DUTY' as he was acquitted by the Hon'ble ACB Court, Kurnool.

7. The District Collector, YSR District, Kadapa and Chief Commissioner of Land Administration, A.P., are requested to take further necessary action and to release pensionary benefits to the individual.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

J.C. SHARMA
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri B.Sankar Naik, former Mandal Revenue Inspector,
O/o the Tahsildar, T.Sundupalli Mandal, Y.S.R. District,
through the District Collector, Y.S.R. District, Kadapa.
The District Collector, Y.S.R. District, Kadapa.
The Chief Commissioner of Land Administration, A.P., Hyderabad.
Copy to:
The Director General, Anti-Corruption Bureau, A.P., Hyderabad.
The Secretary to Vigilance Commissioner, A.P. Vigilance Commission,
Hyderabad.
SC

//FORWARDED:: BY ORDER//

SECTION OFFICER